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FROM: Ernie L. Ellenberger

DATE:

October 6, 2005

Number of pages with cover page:	20	
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Preparer of this slip has confirmed that facsimile number given is correct: 9369/cgm1

Comments:

Comments: RESPONSE TO NON-FINAL AMENDMENT

DOCKET NO.: 275412001900

GROUP ART UNIT: 2872

EXAMINER: A. Lavarias

SERIAL NO.: 10/723,888

FILING DATE: November 26, 2003

INVENTOR(S): Shigehiro YAMADA et al.

TITLE: OPTICAL PICK-UP APPARATUS AND SEMICONDUCTOR LASER APPARATUS

Papers attached:

1. Transmittal (1 page)
2. Fee Transmittal w/duplicate copy for fee processing (2 pages)
3. Amendment/Response (16 pages)

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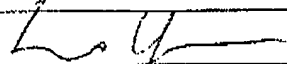
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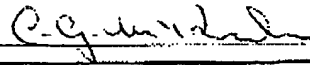
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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>		Application Number	10/723,888
		Filing Date	November 26, 2003
		First Named Inventor	Shigehiro YAMADA
		Art Unit	2872
		Examiner Name	A. Lavarias
Total Number of Pages in This Submission	19	Attorney Docket Number	275412001900

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form + duplicate for fee processing (2 pages) <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (16 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below). Fax cover sheet
<div style="border: 1px solid black; height: 40px; width: 100%;"></div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MORRISON & FOERSTER LLP (Customer No. 25226)		
Signature			
Printed name	Ernest Ellenberger		
Date	October 6, 2005	Reg. No.	56,529

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Dated: October 6, 2005	Signature:  (Carolyn G. McKubre)

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PTO/SB/17 (12-04v2)

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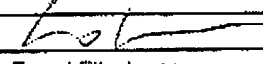
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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4010). FEE TRANSMITTAL For FY 2005		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/723,888
		Filing Date	November 26, 2003
		First Named Inventor	Shigehiro YAMADA
		Examiner Name	A. Lavarías
		Art Unit	2872
TOTAL AMOUNT OF PAYMENT		(5)	800.00
		Attorney Docket No.	275412001900

METHOD OF PAYMENT (check all that apply)	
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FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES <small>Small Entity</small>		SEARCH FEES <small>Small Entity</small>		EXAMINATION FEES <small>Small Entity</small>		
Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
						<small>Small Entity</small>	
						Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
Total Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	
14		-20 - 0		x 50.00 =		0.00	
Indep. Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	
7		-3 - 4		x 200.00 =		800.00	
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets		Extra Sheets		Number of each additional 50 or fraction thereof		Fee (\$)	
- 100 =		/50		(round up to a whole number) x		Fee Paid (\$)	
4. OTHER FEE(S)							
Non-English Specification, \$130 fee (no small entity discount)						Fees Paid (\$)	
Other (e.g., late filing surcharge):							

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	56,529
Name (Print/Type)	Ernest Ellenberger	Telephone	(650) 813-5786
		Date	October 6, 2005

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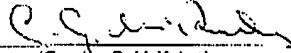
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(Carolyn G. McKubre)

Docket No.: 275412001900
Client Ref. No.: 62011/03R00813/US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Shigehiro YAMADA et al.

Application No.: 10/723,888

Confirmation No.: 9345

Filed: November 26, 2003

Art Unit: 2872

For: OPTICAL PICK-UP APPARATUS AND
SEMICONDUCTOR LASER APPARATUS

Examiner: A. Lavarias

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

This is in response to the non-final Office Action dated June 6, 2005 (Paper No. 20050531), for which a response is due on October 6, 2005. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this paper.

10/11/2005 MBINAS 00000005 031952 10723888

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Remarks/Arguments begin on page 12 of this paper.

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